

## SUMMARY

KOLLERTOVÁ, Eva. *Limits of Criminal Law in the Protection against Domestic Violence.*

Master's degree thesis

This work firstly discuss domestic violence in general, its specifics, criminological and victimological aspects and shortly mentions also a phenomenon, which is newly introduced into Czech criminal law, stalking.

The aim of my work is an answer on the question if legal protection against domestic violence in Czech Republic can be considered sufficient. Since 2007 has been a new regulation in force, which enables to warn a domestic violence offender of his/hers dangerous behaviour by institute of expulsion order and preliminary ruling, and therefore safeguard a victim. Administrative infraction law and criminal law would be used only in case when the perpetrator does not follow the obligations and prohibitions imposed, or otherwise exceeds the limits and commits a delict or crime. In a connection with domestic violence there is wide variety of criminal acts to be committed, however, one of them affects exactly domestic violence – the crime of “abuse of a person sharing the same apartment or house”. From a perspective of criminal procedure law important is a regulation of position of the injured person, its rights and possibilities to reach compensatory damages. Protection of victims of the domestic violence in Czech Republic is not yet fully satisfactory, nevertheless, has changed positively. Not only the criminal law measures were strengthen, but foremost protective measures of non-criminal character have risen. Place for further improvement can be seen in the regulation of procedural position of the victims as injured.

Because from 2010 will be effective a new criminal codex, this work encompasses also a list of modifications in comparison to actual legislation, among others legal anchor of stalking as a criminal act. Briefly mentioned is a legal regulation of protection against domestic violence in Slovakia.

The last chapter deals with prevention and emphasizes its importance. A summary of realised campaigns and activities, as well as research conclusions on their effect on our society, are included.